

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Robert Abilez, Senior Deputy Clerk.

**F038797      People v. Sloan**

Cause called and argued by George Schraer, Esq., counsel for appellant. Janine R. Busch, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Levy, J. leaves the bench and is replaced by Gomes, J.

**F037462      People v. Mayberry**

Cause called and argued by Russell Sheridan Babcock, Esq., counsel for appellant. Kelly C. Fincher, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

Court recessed until Thursday, December 12, 2002 at 10:00 A.M.

**F041903      County of Fresno v. Mendrin et al.**

Appellant having failed to deposit the statutory filing fee of \$265.00 as required by rule 1, California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F037946      People v. Padilla**

Appellant's petition for rehearing filed herein is denied.

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**F038364      People v. Contreras**

The judgment of conviction is affirmed. The sentence is vacated and the matter is remanded to the superior court for resentencing.  
Cornell, J.

We concur: Harris, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F040077      People v. Galvan**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F040077      People v. Galvan**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F038783      People v. Mendoza**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F040987      People v. Sotelo**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F041337      Vander Eyk, Jr. et al. v. Sequoia Specialty Cheese Co.**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.